

July 26, TO THE HONORABLE JUDGE IRENE C. BERGER
2021

FROM NEDELTCHEO VLADIMIROV
CRIMINAL CASE: 2:20-cr-00054



MOTION TO APPEAL

YOUR HONOR, WITH THIS MENTION I, NEDELTCHEO VLADIMIROV WOULD LIKE TO APPEAL MY CONVICTION IN THE TRIAL IN THE MATTER OF CRIMINAL CASE No 2:20-cr-00054 THAT STARTED ON July 19TH, 2021 AND ENDED ON July 21ST, 2021 ON THE FOLLOWING GROUNDS:

1. My CONSTITUTIONAL 6TH AMENDMENT RIGHTS TO A SPEEDY TRIAL AND THE SPEEDY TRIAL ACT HAVE BEEN VIOLATED AS STATED IN DECLARATION No 1 AND No 2 FILED ON THIS CASE WITH THE U. S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF W. V. ON July 15TH, 2021.
2. My CONSTITUTIONAL 4TH, 5TH, 6TH AND 14TH SEC. 1 AMENDMENTS RIGHTS, CIVIL RIGHTS OF 1964 - END DISCRIMINATION ON NATIONAL ORIGIN, FEDERAL RULES OF EVIDENCE, FEDERAL RULES OF CRIMINAL PROCEDURE AND DUE PROCESS HAVE BEEN VIOLATED AS STATED IN DECLARATION No 2 SECTIONS 1, 2, 3, 4 AND 5 FILED ON THIS CASE WITH THE U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF W.V. ON July 15TH, 2021

3. SLANDER, LIBEL, OBSCENITY

4. VIOLATIONS OF THE RIGHTS OF THE ACCUSED

a) GOVERNMENTAL ABUSE OF POWER. CONVICTION
GUARANTEED THROUGH NUMEROUS UNFAIR
PROSECUTIONAL TACTICS

b) ILLEGALLY OBTAINED EVIDENCES - THE PICTURES
FROM OUTSIDE AND INSIDE MY HOUSE WERE NOT
OBTAINED DURING THE ~~EXECUTION~~^{M.W.} EXECUTION OF
THE SEARCH WARRANT IN THE WINTER ON
FEB. 10TH, 2020 BUT DURING A SUMMER
SEASON AND AN ILLEGAL TRESPASSING INTO MY
PROPERTY AND ILLEGAL ENTRY INTO MY HOME.

c) BEFORE MY ARREST, I WASN'T INFORMED OF
MY MIRANDA RIGHTS DURING THE EXECUTION
OF THE ARREST WARRANT AT MY HOUSE ON 2.10.2020.
BODY CAMS SHOULD CONFIRM THAT.

5. FAULTY SEARCH/ARREST WARRANTS. UNREASONABLE
SEARCH AND SEIZURE

6. NO GROUNDS FOR PROBABLE CAUSE. ALL OF ~~MY~~^{M.W.}
ACTIONS DURING THE INVESTIGATION WERE
100% LEGAL.

7. DISCRIMINATION BASED ON NATIONAL ORIGIN

8. INEFFECTIVE DEFENCE COUNSELOR/ATTORNEY AS

STATED IN FRONT OF THE COURT ON JULY 16TH, 2021.
NOW MORE EVIDENCES HAVE BEEN COLLECTED
DURING THE TRIAL ON 19TH, 20TH AND 21ST OF
JULY, 2021.

9. VIOLATIONS TO THE DUE PROCESS. ONLY 41 PAGES
OF THE DISCOVERY HAVE BEEN HANDED TO ME
BY MY LAWYER TIMOTHY LAFON. I'VE NEVER
HAD OR SEEN THE EVIDENCES THE PROSECUTION
PRESENTED AT THE TRIAL. NONE OF THEM.
NEVER HAD THE CHANCE TO STUDY THEM.
1ST TIME I'VE SEEN THEM WAS AT THE TRIAL.

10. THE TESTIMONIES OF TWO KEY WITNESSES WERE
INFLUENCED BY THE USE OF ILLEGAL DRUGS OR
CONTROLLED SUBSTANCES. MR STEVE ANDERSON
WAS ASKED AND ADMITED THAT HE USED SUBOXEN
THE MORNING BEFORE THE TRIAL AND MR ROBERT
HATFIELD WAS ASKED AND ADMITED THAT HE
USED HEROIN THE DAY BEFORE THE TRIAL.
THE EFFECTS OF THESE DRUGS LAST VERY, VERY
LONG TIME AS THE PERSON WHO TAKES THEM IS
EITHER "HIGH" ON THEM OR DRUG SEEK. A
PERSON "HIGH" ON ILLEGAL DRUGS CANNOT BE
TRUSTED AND EXPECTED TO SAY THE TRUTH, THE
WHOLE TRUTH AND NOTHING BUT THE TRUTH.
THIS IS THE SAME AS TO ASK AN INTOXICATED
DRIVER - "CAN YOU DRIVE?" AND THEN EVEN
LET HIM/HER DRIVE AND EXPECT TO DO IT SAFELY.

IT IS AGAINST ANY COMMON SENSE AND THE LAW
THE OTHER TWO WITNESSES - MR NICK MARTIN
AND MS CASSIDY WINTZ DENIED TAKING
ILLEGAL DRUGS BUT THEY ARE KNOWN DRUG
ADDICTS THAT SHOULD HAVE BEEN DRUG
TESTED BEFORE THE TRIAL TO CONFIRM
THEIR SOBRIETY AS DRUG ADDICTS CANNOT
BE TRUSTED BY THEIR WORDS ONLY.

II. LACK OF FEDERAL LAW LIBRARY AT THE SOUTH
CENTRAL REGIONAL JAIL WHERE I am still
INCARCERATED SINCE 02.10.2020. I was
UNABLE TO ADEQUATELY PREPARE FOR my
DEFENCE AT THE TRIAL.

YOUR HONOR, MY ATTORNEY T. J. LAPON MAY FILE
ANOTHER MOTION FOR APPEAL AND I PRAY THAT
BOTH MOTIONS TO BE EQUALLY CONSIDERED BY THE
HONORABLE COURT AS GROUNDS FOR my APPEAL.
MORE DETAILS TO ALL 11 COUNTS FOR THE APPEAL
WILL BE GIVEN TO THE APPEAL COURT.

RESPECTFULLY:



NEOSEITCHO VLADIMIROV

07/26/2022

